

**Amendments to the Claims:**  
**Listing of the Claims**

1-3 canceled

4. (currently amended) A method for inducing apoptosis in human prostate cancer or breast cancer cells comprising: delivering to and expressing in said cells a nucleic acid encoding KChAP protein, wherein said cancer cells are in a tumor in a subject, and wherein said nucleic acid is in a viral vector which is delivered to said cancer cells by intratumoral injection.

5. canceled

6. (previously presented) The method of claim 4 wherein said nucleic acid comprises: i) a sequence encoding human KChAP protein; and ii) a promoter active in the cancer cells, wherein the promoter is operably linked to the sequence encoding said protein.

7. (original) The method of claim 4 wherein the cancer cells comprise a native p53 protein.

8. (original) The method of claim 4 wherein the cancer cells comprise a mutant p53 protein.

9-14 (canceled)

15. (currently amended) The method of claim 4, wherein the nucleic acid encodes a protein having the sequence set forth in SEQ ID NO: 2.

16-25 canceled

26 (New) The method of claim 4, wherein said cancer cells are human prostate cancer cells.

27. (New) The method of claim 4, wherein said cancer cells are human breast cancer cells.